

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

JUDGE DANIELS

Unified Messaging Solutions LLC

Plaintiff

v.

The Vanguard Group, Inc., et al.

Defendant

12 CIV 3618

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) The Vanguard Group, Inc.  
c/o The Company Corporation, Registered Agent  
2711 Centerville Road, Suite 400  
Wilmington, Delaware 19808

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Steven M. Hayes  
Hanly Conroy Bierstein Sheridan Fisher & Hays LLP  
112 Madison Avenue  
New York, NY 10016-7416

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

RUBY J. KRAJICK  
CLERK OF COURT

*W. James Quintero*  
Signature of Clerk or Deputy Clerk

Date: MAY 07 2012

Civil Action No. 12 CIV 3618

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* The Vanguard Group, Inc.  
 was received by me on *(date)* 05/22/2012.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* Sue Rhea, Managing Agent, who is  
 designated by law to accept service of process on behalf of *(name of organization)* The Vanguard Group, Inc.  
@ The Company Corp., Registered Agent on *(date)* 05/22/2012; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 05/23/2012

  
 \_\_\_\_\_  
*Server's signature*

Daniel Newcomb, Process Server  
 \_\_\_\_\_  
*Printed name and title*

CSI Global Deposition Services  
4950 North O'Connor Road  
Irving, TX 75062-2778  
 \_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

Service was made on 5/22/2012 at 2:40 PM, at The Company Corporation, 2711 Centerville Rd. # 400, Wilmington, DE 19808.

Documents Served: Summons in a Civil Action; Complaint; Exhibit Az: Standing Order; Initial Conference Order; and PHV Motion -UMS v Vanguard